

BEFORE THE TENNESSEE REGULATORY AUTHORITY

NASHVILLE TENNESSEE

March 4, 2004

IN RE:

**APPLICATION FOR CERTIFICATE
TO PROVIDE OPERATOR SERVICES
AND/OR RESELL TELECOMMUNICATIONS
SERVICES IN TENNESSEE**

**DOCKET NO.
99-00267**

Company ID: 128341

**ORDER REVOKING AUTHORITY GRANTED TO
SOLOXTRA TELECOM, INC. TO CONDUCT BUSINESS AS A
PUBLIC UTILITY IN THE STATE OF TENNESSEE FOR FAILURE TO COMPLY WITH
TENN. CODE ANN. § 65-4-125(j) AND TENN. CODE ANN. 65-4-301(a)**

This matter came before Director Pat Miller, Director Sara Kyle and Director Ron Jones of the Tennessee Regulatory Authority (the "Authority" or "TRA") at a regularly scheduled Authority Conference held on July 7, 2003, to consider whether to revoke the authority of SoloXtra Telecom, Inc.¹ ("SoloXtra" or the "Company") to conduct business in the State of Tennessee as a public utility for failure to comply with Tennessee Code Ann. § 65-4-125(j)² and Tenn. Code Ann. § 65-4-301(a).³

¹ SoloXtra Telecom, Inc. was formerly known as I-Net Communications, Inc. This name change was effected by Order dated October 7, 2002 in Docket No. 01-00865

² Tenn. Code Ann. § 65-4-125(j) provides:

By September 1, 2000, all telecommunications service providers subject to the control and jurisdiction of the authority, except those owners or operators of public telephone service who pay annual inspection and supervision fees pursuant to § 65-4-301(b), or any telecommunications service provider that owns and operates equipment facilities in Tennessee with a value of more than five million dollars (\$5,000,000), shall file with the authority a corporate surety bond or irrevocable letter of credit in the amount of twenty thousand dollars (\$20,000) to secure the payment of any monetary sanction imposed in any enforcement proceeding, brought under this title or the Consumer Telemarketing Protection Act of 1990, compiled in title 47, chapter 18, part 15, by or on behalf of the authority

³ Tenn. Code Ann. § 65-4-301(a) provides:

Every public utility doing business in this state and subject to the control and jurisdiction of the Authority to which the provisions of this chapter apply, shall pay to the state of Tennessee on or before April 1 of each year, a fee for the inspection, control and supervision of the business, service and rates of such public utility

The Company originally filed its Application to provide resell interexchange long distance services and resell local services on April 20, 1999. During a Hearing held on August 10, 1999, the Directors found that the Company met all the requirements for certification and the requirements of Tenn. Comp. R. & Regs. 1220-4-2-.57 which was promulgated pursuant to, *inter alia*, Tenn. Code Ann. § 65-2-102 and Tenn. Code Ann. § 65-4-201, and voted unanimously to authorize SoloXtra to provide operator services and/or resell telecommunications services in Tennessee.

On July 17, 2001, the Authority mailed to SoloXtra a notice of noncompliance with Tenn. Code Ann. § 65-4-125(j). After being afforded numerous extensions, the Company provided a letter of credit to the Authority with an effective date of May 30, 2002. This letter of credit expired on November 30, 2002 and was not renewed.

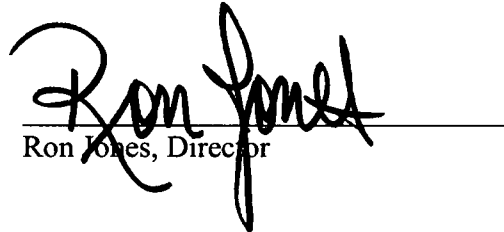
On January 22, 2003, the Authority mailed a letter via certified mail notifying SoloXtra of noncompliance with Tenn. Code Ann. § 65-4-125(j). On May 5, 2003, the Authority mailed a notice via certified mail advising SoloXtra of its failure to comply with the requirements of Tenn. Code Ann. § 65-4-301(a) and giving the Company until June 1, 2003 to make payment of all outstanding fees or face sanctions, including revocation, by the Authority. On June 13, 2003, a notice was sent via certified mail to SoloXtra advising it that because of its continued failure to comply with the requirements of Tenn. Code Ann. § 65-4-125(j) the Authority would consider appropriate action, including revocation of authority, at the July 7, 2003 Authority Conference.

As of the July 7, 2003 Authority Conference, the Company had failed to provide to the Authority the required corporate surety bond or an irrevocable letter of credit or proof of ownership and operation of equipment facilities in Tennessee with a value of more than \$5,000,000 in violation of Tenn. Code Ann. § 65-4-125(j). No one appeared on behalf of SoloXtra at the July 7, 2003 Authority Conference. The panel discussed SoloXtra's continued noncompliance with Tenn. Code Ann. § 65-4-125(j) and § 65-4-301(a) and its failure to pay required fees to the Tennessee Department of Revenue which resulted in that agency revoking its license.

Upon consideration of the record, the panel found SoloXtra in violation of Tenn. Code Ann. § 65-4-125(j) and § 65-4-301(a) and voted unanimously to revoke the authority of SoloXtra to conduct business in the State of Tennessee.

IT IS THEREFORE ORDERED THAT:

The authority of SoloXtra Telecom, Inc. granted in Docket No. 99-00267 to conduct business in the State of Tennessee as a public utility is revoked, and this docket is closed


Pat Miller, Director
Sara Kyle, Director
Ron Jones, Director